

CRIMINAL DOCKET - U.S. District Court

PO ☐ 0417 04 Assigned 1709
 Misd. ☐ ☐ Disp./Sentence
 Felony ☒ District Off Judge/Magistr.

☐ WRIT ☐ JUVENILE ☐ ALIAS
 OFFENSE ON INDEX CARD

U.S. VS.

(LAST, FIRST, MIDDLE)

MOORE, Charles
a/k/a "lc"

Case Filed
Mo. 06 Day 23 Yr. 92
 No. of Def's 4 U.S. MAG. CASE NO.

Docket No. 0042 Def. 02

I. CHARGES

U.S. TITLE/SECTION	OFFENSES CHARGED	ORIGINAL COUNTS	DISM. NG	GUILTY HOLD
21:846	Conspiracy to possess w/ intent to distrib. crack (Ct.1)	1	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

II. KEY DATE

INTERVAL ONE	END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL)	END INTERVAL TWO
KEY DATE EARLIEST OF 1st appears with or waives counsel	KEY DATE APPLICABLE 1st Trial Ended	KEY DATE APPLICABLE 2nd Trial Began
<input type="checkbox"/> arrest <input type="checkbox"/> sum'ns <input type="checkbox"/> custody <input type="checkbox"/> appears - on complaint	<input checked="" type="checkbox"/> indictment filed/unsealed <input type="checkbox"/> consent to Magr. trial on complaint <input type="checkbox"/> Information <input type="checkbox"/> Felony W/ waiver	<input checked="" type="checkbox"/> 1st appears on pending charge / R40 <input type="checkbox"/> Receive file R20/21 <input type="checkbox"/> Supsdg: <input type="checkbox"/> Ind <input type="checkbox"/> Inf <input type="checkbox"/> Order New trial <input type="checkbox"/> Remand <input type="checkbox"/> G/P Withdrawn
<input type="checkbox"/> Dismissal <input checked="" type="checkbox"/> Pled Guilty <input type="checkbox"/> Nolo <input type="checkbox"/> Trial (voir dire) began <input type="checkbox"/> Jury <input type="checkbox"/> N.J.	DISPOSITION DATE 11-2-92 SENTENCE DATE 3-8-93 <input type="checkbox"/> PTD <input type="checkbox"/> Nolle <input type="checkbox"/> Pros. <input type="checkbox"/> on S.T. grounds <input type="checkbox"/> W.P. <input type="checkbox"/> WOP	

III. MAGISTRATE			
Search Warrant	Issued	DATE	INITIAL/NO.
Summons	Issued	DATE	INITIAL/NO.
Arrest Warrant Issued	Served	DATE	INITIAL/NO.
COMPLAINT		DATE	INITIAL/NO.
Date of Arrest	OFFENSE (In Complaint)	PRELIMINARY EXAMINATION OR REMOVAL HEARING	OUTCOME:
		<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/> INTERVENING INDICTMENT	<input type="checkbox"/> DISMISSED <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT <input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW

Show last names and suffix numbers of other defendants on same indictment/information:

ATTORNEYS
U. S. Attorney or Asst.

Eric Evenson, AUSA

Defense: 1 ☒ CJA. 2 ☐ Ret. 3 ☐ Waived. 4 ☐ Self. 5 ☐ Non / Other. 6 ☐ PD. 7 ☐ CD

Det Hrg 7-28-92
Federal Custody

Jeffrey Starkweather
312 W. Franklin St.
Chapel Hill, NC 27516
919/967-7799

70 days up: 10-1-92

Sent: 3-8-93 NB

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

BAIL • RELEASE	
PRE-INDICTMENT	
Release Date	
<input type="checkbox"/> Bail Denied	<input type="checkbox"/> Fugitive
AMOUNT SET \$	<input type="checkbox"/> Pers. Rec.
Date Set	<input type="checkbox"/> PSA
<input type="checkbox"/> Bail Not Made	<input type="checkbox"/> 10% Dep.
Date Bond Made	<input type="checkbox"/> Surety Bnd
	<input type="checkbox"/> Collateral
	<input type="checkbox"/> 3rd Prty
	<input type="checkbox"/> Other
POST-INDICTMENT	
Release Date	
<input checked="" type="checkbox"/> Bail Denied	<input type="checkbox"/> Fugitive
AMOUNT SET \$	<input type="checkbox"/> Pers. Rec.
Set	<input type="checkbox"/> PSA
Not Made	<input type="checkbox"/> 10% Dep.
Date Bond Made	<input type="checkbox"/> Surety Bnd
	<input type="checkbox"/> Collateral
	<input type="checkbox"/> 3rd Prty
	<input type="checkbox"/> Other
APPEALS FEE PAYMENTS	

DATE DOCUMENT NO.	Yr	Docket No	Def.	MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT	PAGE	OF	VI EXCLUDABLE DELAY			LETTER CODES
							Start Date End Date	Ltr Code	Total Days	
		92-42-02-CR-4-H								For identifying periods of excludable delay per 18 USC 3161 (h) [Sections in brackets]
				(OPTIONAL) Show last names of defendants						A Exam or hearing for mental/physical incapacity (18 USC 4244) [(1)(A)]
				V. PROCEEDINGS						B NARA exam (18 USC 2002) [(1)(B)]
6/23/92	1			INDICTMENT FILED - cys: 2USA, 2USPO, 2PTS, Judges Howard and Denson, USM, NB. Div. w/ cy. of pen. sht. b11						C State/Fed. proceedings on other charges [(1)(D)]
6/23/92	2			REQUEST FOR WARRANT - by U.S. Atty.; Detent. recomm. b11						D Interlocutory appeal [(1)(E)]
6/25/92				WARRANT ISSUED - orig. &l-USM w/ cert. cy of indmt., cy to USA. b11						E Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)]
7/23/92	--			INITIAL APPEARANCE in Ral before USMJ Denson - Recorded - Deft present w/o counsel - Govt moves for deten - Advised of charges, max punish and rights - Deft req court appted counsel vp						F Transfer from other district per FRC/P 20.21 or 40 or Mag. Rule 6a [(1)(G)]
	3.			ORDER OF TEMPORARY DETENTION PENDING HEARING PURSUANT TO BAIL REFORM ACT (Denson) - deten hrg set for 7/28/92 at 2:30 in Ral before USMJ Denson - lc: Denson, USA, USM, PTS, Caviness (2) vp						G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed [(1)(J)]
	4.			ORDER appting court assigned counsel (Denson) -lc: USA, PTS, FPD w/file vp						H Misc. proceedings: arraignment, parole/probation, revocation, Deportation, extradition [(1)]
7/24/92	--			Pretrial Scheduling Report to Denson vp						I Deferral of prosecution per 28 USC 2002 [(1)(C)]
7/24/92	5			ORDER ON PRETRIAL SCHEDULING - Conf by: 8/12/92, Mtns by: 8/26/92 Responses within 10 days of service of such mtns. (Judge H.) c: USA, Counsel, Judge H. jh						J Transportation from another district or to/from examination or hospitalization in 10 days [(1)(H)]
7/27/92	6			RETURN ON WARRANT - dft. arrested on 7/23/92 at 401 E. Pitt St., Tarboro, NC by Kenneth H. Ambews, SA/ATF. b11						K Consideration by Court of proposed plea agreement [(1)(I)]
7/28/92	7.			ORDER OF PRETRIAL DETENTION - the deft has not rebutted those presumptions and he must be detained pending trial (Denson) - lc: USA, PTS, USM, Starkweather vp						L Prosecution deferred by mutual agreement [(2)]
	--			DETENTION HEARING in Ral before USMJ Denson - Sharon Kroeger court reporter - Govt and defense proffer as to deten - Deft ordered detained vp						M Unavailability of defendant or essential witness [(3)(A,B)]
8/18/92	8			MOTION TO EXTEND TIME TO FILE PRETRIAL MOTIONS - by dft. w/cs, cy to Judge Denson. b11						N Period of mental/physical incompetence of def. to stand trial [(4)]
8/19/92	9			NOTICE OF APPEARANCE - by Jeffrey Starkweather for dft. w/cs, cys: USA, USPO, PTS & Judges Howard & Denson. b11						O Period of NARA commitment/treatment [(5)]
	10			REQUEST FOR DISCOVERY - by dft. w/cs, cy to Judge Denson. b11						P Superseding indictment and/or new charges [(6)]
8/20/92	11			ORDER ALLOWING EXTENSION OF TIME - govt. is granted up to & including 9/9/92. (DENSON, USDMJ) cys: USA, counsel and J. Howard. b11						R Def. awaiting trial of co-defendant & no severance has been granted [(7)]
9/4/92	12			MOTION FOR APPOINTMENT OF INVESTIGATOR - w/cs Judge Denson jh 9/4/92						T Continuances granted per (h)(8) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance H6(A,B)]
9/11/92	13			MOTION FOR BILL OF PARTICULARS - by deft. w/cs c: Judge Denson fs 9/11/92						T1 Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(B,iii)]
9/11/92	14			MEMORANDUM OF LAW IN SUPPORT OF MOTION FOR A BILL OF PARTICULARS - by deft w/cs c: Judge Denson fs						T2 Case unusual or complex [(8)(B,ii)]
9/11/92	15			MOTION FOR DISCLOSURE OF RULE 404(b) ACTS TO BE USED BY THE GOVERNMENT - by deft w/cs c: Judge Denson fs						T3 Indictment following arrest can't be filed in 30 days [(8)(B,iii)]
9/11/92	16			MOTION FOR PRODUCTION OF EXCULPATORY MATERIAL AND INCORPORATED MEMORANDUM OF LAW - by deft w/cs c: Judge Denson fs						T4 Continuance granted to obtain or substitute counsel, or give reasonable time to prepare [(8)(B,iv)]
9/14/92	17			GOVERNMENT'S RESPONSE OR MOTION FOR EXTENSION OF TIME IN WHICH TO A RESPONSE - by govt. w/cs c: Judge Denson fs						U Time up to withdrawn guilty plea, 3161(i)
9/15/92	18			ORDER on deft's Motion For Appointment of Investigator - the deft's motion for funds not to exceed \$300 to employ an investigator is ALLOWED CR OB# 14 p 142 c:deft fs						W Grand Jury indictment time extended 30 more days, 3161 (b)
9/21/92	19			ORDER that this court finds that the interests of justice would not prevail by dismissing defendant's motions because of attorney error; the government's Motion for Extension of Time is GRANTED. The govt. is given until 9 October 1992 to respond to deft's several motions filed 11 September 1992 CR OB# 14 p 149 cc: USA, Judge Howard, Judge Denson, Counsel fs						
10/8/92	20			GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION FOR A BILL OF PARTICULARS - w/cs cc: Judge Denson fs						

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UNITED STATES DISTRICT COURT
CRIMINAL DOCKET U. S. vs MOORE, CHARLES

AO 256A

92 00042 02
Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
10/9/92	21 GOVERNMENT'S RESPONSE TO DEFENDANT'S MOTION FOR PRODUCTION OF EXCULPATORY - w/cs cc: Judge Denson	fs			
10/20/92	ISSUED NOTICE FOR ARR & TRIAL - Mon. Nov. 2, 1992 at 10AM in New Bern Before Judge H. - c: USA, Counsel, Deft	jh			
10/21/92	22 GOVTS MOTION FOR DISCOVERY AND STATEMENTS OF DEFENSE WITNESSES - w/cs c: Judge Denson	jh			
10/21/92	23 ORDER -Defts motion for a bill of particulars is GRANTED IN PART AND DENIED IN PART. Defts Motion for Notice of Rule 404(b) Evidence is GRANTED. Defts Motion for Production of Exculpatory Material is GRANTED IN PART AND DENIED IN PART. (Judge Denson) O.B.#15, P.31 c: USA, Counsel	jh			
10/23/92	24 NOTICE OF FED. R. EVID. 404(b) EVIDENCE - w/cs c: Judge H.	jh			
10/27/92	25 NOTICE OF FED. R. EVID. 404(b) EVIDENCE - w/cs by Govt c: Judge H.	jh			
10/28/92	26 ORDER the Govts Motion for Discovery and Evidence is DISMISSED out of time. The Court recommends that the defense provide the govt with any witness statements producible under Rule 26.2 prior to the presentation of each defts case. (Judge Denson)O.B.#15, P.38 c: USA, Counsel			jh	
11/2/92	27 AT NEW BERN BEFORE JUDGE HOWARD (C.R.-Sharon Seawell) Deft sworn - Deft competent - Rule 11 conducted Memorandum of Plea agreement Filed Plea of Guilty to Ct. 1 Govt summarized evidence Plea freely & vol. entered Factual Basis exists Court accepts plea Sent: 2/1/93 at New Bern Bond: Federal Custody				jh
1/14/93	Notice Issued - for Sentencing - Mon. Feb. 1, 1993 at 10AM at New Bern Before Judge H. c: USA, Counsel, USPO, PTS, Deft			jh	
1-21-93	29 AFFIDAVIT AND MOTION FOR HABEAS CORPUS AD TESTIFUCANDUM FOR RICHARD JAMES FORBES AND ORDER:: (Denson) for the Production of Richard Forbes. file, CROB 15 pg 122.5 cc: USA, wsc				
2-1-93	29 Return on Writ:: returned unexecuted by Karen Thomas/USM Office due to case being continued.	wsc			
2-3-93	30 AFFIDAVIT AND MOTION FOR HABEAS CORPUS JUSFIFICANDUM FOR RICHARD JAMES FORBES:: AND ORDERfor production of Mr. Forbes at the Sent. of USA v. Charles Moore. cc: file, CROB 15 pg. 133 - 6cc: USA, (Denson)	wsc			
2/19/93	ISSUED NOTICE FOR SENTENCING on Mon. March 8, 1993 at 10am in New Bern Before Judge H. c: USA, Counsel, Deft, USPO			jh	

Interval (per Section 11) Start Date End Date Ltr. Total Code Days

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
3/8/93	<p>(Document No.)</p> <p>JUDGMENT AND COMMITMENT - at New Bern Before Judge Howard (C.R. - Lib Leonard) BOP - 151 mos. SR - 60 mos. Special Assessment - \$50.00 Remanded to Custody Spec. conds: 1. Not incur new credit charges 2. Prov. access to USPO as to find. info when req. 3. Warrantless search 4. Program for narcotic addiction 5. fine income tax returns for all future years as prov. by law. (Judge Howard) O.B.# 16P.# 3 c: USA, USPO, PTS, USM, Deft, Counsel, Judge H., Fin. Dep. Ent. 3/10/93</p>				
3/8/93	Presentence Report Sealed				
3-16-93	32 RETURN ON WRIT:: executed on 3-8-93 for return of Richard Forbes to Pitt County Jail. by DUSM John Done.				
5/11/93	RETURN ON J/C - deft delivered on 4/13/93 to FCI, Talladega Alabama (Debra Eholz, Legal Tech)				

Interval
(per Section II)

Start Date
End Date

Ltr. Total
Code Days